

Minutes of the
Bountiful City Council Meeting
City Council Chambers
June 26, 2012, 7:00 p.m.

Present: Mayor Joe L. Johnson
Council Members Beth Holbrook, Fred Moss, and Thomas Tolman
City Manager / Attorney Russell Mahan
City Engineer Paul Rowland
City Recorder Kim Coleman
Planning / RDA Director Aric Jensen
Department Heads: Gary Blowers, Streets
Tom Ross, Police
Mark Slagowski, Water/Sewer
Jerry Wilson, Parks
Recording Secretary Ellen Call

Excused: City Council Members Richard Higginson, John Marc Knight

Official Notice of this meeting had been given by posting a written notice of same and an Agenda at the City Hall and providing copies to the following newspapers of general circulation: Davis County Clipper, Standard Examiner and posting on the Utah Public Notice Website.

Mayor Johnson called the meeting to order at 7:00 p.m. and welcomed those in attendance. Visiting Boy Scout Aaron Starley led the pledge of allegiance to the flag, and Kim Coleman offered the prayer/thought.

APPROVAL OF MINUTES

Minutes of the regular City Council meeting held June 12, 2012 were presented and approved on a motion made by Councilman Moss and seconded by Councilwoman Holbrook. Councilpersons Holbrook, Moss, and Tolman voted "aye".

COUNCIL REPORTS

Councilwoman Holbrook reported that the first concert of the Summer Nights 2012 concert series featuring the Argyle Band was held on Friday, June 22, and was well attended and very enjoyable. She expressed thanks to Jerry Wilson and the Parks Department for their help and cooperation in making the summer concerts successful. The next concert will be Friday, June 29, at 7:00 p.m., featuring Cross Roads, a country mix band.

Councilman Moss thanked the City department heads and all those who participated and helped with the recent Rotary car show. He reported over 300 cars registered (a new record), a good crowd attending, good food, and an overall successful event.

YOUTH COUNCIL REPORT

No report for this meeting.

1 **WEEKLY EXPENDITURES APPROVED FOR TWO PERIODS**

2 The Expenditure and Expense Reports were presented for the following periods: May 31 -
3 June 6, 2012 (\$573,404.58) and June 7 - 13, 2012 (\$331,934.08), as well as the Summary for the
4 Month of May 2012 in the amount of \$4,108,731.08. The staff responded to questions, following
5 which the reports were approved on a motion made by Councilman Tolman and seconded by
6 Councilman Moss. Councilpersons Holbrook, Moss, and Tolman voted “aye”.
7

8 **UPDATE REPORT ON MOSQUITO ABATEMENT DISTRICT**

9 Duane Gardner reported that the annual audit of the District’s finances has been
10 completed and was given a clean opinion. The tax rate received from the Utah State auditor is
11 .000105, which is sufficient to maintain the 2012 budget as scheduled. The annual budget for
12 this year is \$1,907,000.00. The District has been educating the 4th and 5th graders in the Davis
13 County schools about mosquitos, which has proven to be valuable in promoting control, safety
14 and parent cooperation in handling mosquito-related issues.
15

16 Gary Hatch reported on activities of the Mosquito Abatement District, particularly with
17 respect to the pesticide spraying. He stated that some areas are designated as no-spray zones, as
18 requested by beekeepers to protect their beehives. The fish pond program is also doing well, and
19 he reported there are about 170 ponds being serviced in Bountiful. Mr. Hatch then responded to
20 questions.
21

22 **RDA DISTRICT BOUNDARY AMENDED BY ORDINANCE 2012-09**

23 Mr. Mahan introduced Attorney Craig Smith, who was asked to advise the City on RDA
24 matters. In the Redevelopment Agency meeting which was held prior to this City Council
25 meeting, the RDA Board approved Resolution 2012-03 to modify the district boundaries – not to
26 increase the district but to include the city hall campus area and to delete some streets.
27

28 Mr. Smith stated that any time the boundaries are changed it is necessary to go through
29 the legal requirements of noticing, public hearing, and approval of both the RDA Board and the
30 City Council. He recommended that the City Council now adopt Ordinance 2012-09, AN
31 ORDINANCE ADOPTING AN AMENDMENT TO THE C.B.D. NEIGHBORHOOD DEVELOPMENT PLAN, AS PREVIOUSLY
32 APPROVED BY THE REDEVELOPMENT AGENCY OF BOUNTIFUL CITY. Councilman Tolman made a motion to
33 adopt the ordinance as explained by Mr. Smith, seconded by Councilwoman Holbrook, and
34 Councilpersons Holbrook, Moss, and Tolman voted “aye”.
35

36 **RETIRING CITY EMPLOYEES RECOGNIZED**

37 **GARN CARROLL AND DAVE MORZELEWSKI – WATER DEPARTMENT**

38 Mark Slagowski stated that both Garn and Dave came to work for the city 25 years ago
39 and have provided leadership and experience to the department. He re-capped Garn’s years of
40 service and commended him for his knowledge and abilities and the fact that he was trusted to
41 work without much supervision. Garn said he appreciated the stability and pension program
42 offered by the City as opposed to the private sector, and enjoyed working for the City. Mayor
43 Johnson presented to Garn a gift on behalf of the City, and Mr. Slagowski gave him a bouquet of
44 roses for his wife.

1 Mayor Johnson welcomed Dave and his wife, Barbara, who was then given a bouquet of
2 roses by Mr. Slagowski. Mark expressed his appreciation to Barbara for supporting Dave
3 through the years of his employment, and for being understanding when he was called out on
4 holidays or any time of night to solve emergency water problems in the city. Mark reported that
5 Dave has handled the public relations for the department for the last 15 years (without citizen
6 complaints), and maintenance of the water system for 10 years before that. Dave said he has
7 enjoyed working for Bountiful, and Barbara offered a few remarks. Dave was given a gift by the
8 Mayor on behalf of the City.

9
10 Councilman Moss commended the City staff for the way they handle the services for the
11 citizens and expressed his thanks to them.

12
13 **CITY RECEIVES CERTIFICATE OF EXCELLENCE FOR**
14 **FINANCIAL REPORTING FOR 2010-11 FISCAL YEAR**

15 Mr. Mahan reported that for the 31st year in a row, Bountiful City has been awarded the
16 Certificate of Achievement for Excellence in Financial Reporting for the 2010-11 fiscal year.
17 This is the highest award given for a comprehensive annual financial report. He expressed
18 thanks to Kim Coleman and Tom Hill for being instrumental in producing reports that meet the
19 highest standards of transparency and accuracy in financial reporting.

20
21 Mayor Johnson pointed out that Bountiful City is in good financial hands and in a good
22 financial position, and attributed this to the responsible management by the staff.

23
24 **BID AWARDED FOR ASPHALT ROTOMILLING**

25 Gary Blowers reported that two bids were submitted for rotomilling services, and he
26 recommended awarding the job to Coughlin Company as the low bidder. This work was
27 included in the approved budget. Councilman Moss made a motion to award the bid to
28 Coughlin, seconded by Councilman Tolman, and Councilpersons Holbrook, Moss, and Tolman
29 voted "aye".

30
31 **BID AWARDED FOR ROAD PAINT STRIPING**

32 Charles Benson, representing the Street Department, stated that four bids were received
33 for road striping. All Star Striping was the apparent low bidder at an estimated price of
34 \$67,551.87 (actual cost will vary when the job is complete). Mr. Benson stated that this is the
35 same company that did the striping last year. He said that they will be adding bike lanes on
36 Bountiful Boulevard, and the project was included in the approved budget. Councilman Tolman
37 made a motion to award the bid to All Star Striping, seconded by Councilwoman Holbrook, and
38 Councilpersons Holbrook, Moss, and Tolman voted "aye".

39
40 Gary Blowers reported that Broken Arrow, the supplier of road salt, has offered to extend
41 their contract for another year at \$21/ton. He also reported that the green waste grinding contract
42 still has one year to run. For future calendaring information, the household hazardous waste
43 event is scheduled for October 13, and the fall cleanup week will be October 8-12, 2012.

1 **PURCHASE OF MINI EXCAVATOR APPROVED**

2 Mark Slagowski reported that the approved 2012-13 budget includes a mini excavator
3 with jackhammer attachment for digging through the frozen ground in the winter to make repairs.

4 Two bids were received, and it is recommended that the lower bid from John Deere be accepted.

5 The total price for the excavator and jackhammer, which includes a 5-year power train and
6 hydraulics warranty, is \$76,819.00. Councilwoman Holbrook made a motion to approve the
7 purchase as proposed, seconded by Councilman Moss. Councilpersons Holbrook, Moss, and
8 Tolman voted "aye".
9

10 **PURCHASE OF TASERS APPROVED FOR POLICE DEPARTMENT**

11 Police Chief Tom Ross requested approval to purchase 46 tasers to replace the eight-year-
12 old units now in use. The cost per taser is \$1,217.69, after trade-in allowance of \$300, for a total
13 purchase price of \$56,013.74. These units will equip all full- and part-time officers, and leave
14 two spares. By ordering now, they will avoid the price increase of \$21.00 per taser, which goes
15 into effect July 1, 2012. Councilman Moss made a motion approve the purchase as requested by
16 Chief Ross, seconded by Councilmember Holbrook, and Councilpersons Holbrook, Moss, and
17 Tolman voted "aye".
18

19 Mayor Johnson commended Chief Ross for representing the Police Department in a
20 positive light by frequently making himself visible throughout the community at various
21 activities and events.
22

23 **STOKER SCHOOL LEASE RENEWED**

24 Mr. Mahan stated that the City has had a long-standing lease with the University of Utah
25 for use of the Stoker School, during which time the building has seen many upgrades and
26 improvements. The current 5-year lease is now up and it is time to enter into a new lease. The
27 rent is \$82,500 per year, which increases each year with the Consumer Price Index. Councilman
28 Tolman motioned to approve a 5-year lease with the University of Utah, seconded by
29 Councilman Moss, and Councilpersons Holbrook, Moss, and Tolman voted "aye".
30

31 **PARKING LOT EXPANSION APPROVED**
32 **FOR KENTSON CAR COMPANY**

33 Aric Jensen explained that Kent Sulser has requested approval to expand the parking lot
34 to the south at their existing facility at 2450 South 500 West. The new expansion will be paved,
35 landscaped, and lighted. The request has been reviewed and received a positive recommendation
36 by the Planning Commission. Councilwoman Holbrook made a motion to approve the amended
37 site plan to extend the parking lot as requested, seconded by Councilman Moss. Councilpersons
38 Holbrook, Moss, and Tolman voted "aye".
39

40 **PRELIMINARY SUBDIVISION PLAT APPROVAL**
41 **GIVEN FOR STONE CREEK VILLAS**

42 Paul Rowland reviewed previous discussions concerning Gary Wright's proposal for a
43 23-unit single-family development at 550 North 400 East. The property was recently rezoned to
44 accommodate the development, and the current plans have received the approval of those in the

neighborhood as well as the Planning Commission. Mr. Rowland described the features of the subdivision and asked that the Council consider granting preliminary approval of the plat with the following conditions:

1. Temporary turn-around be provided at the east end of 550 North until access is provided to 600 East across the LDS church property.
2. Developer pays for utility improvements and surface improvements for extension of road to 600 East.
3. Applicant shall install necessary 36" RCP to complete the drain system containing the North Fork of Stone Creek across the rear of Lots 11-14, and shall provide a 20-foot-wide PUE, 5 ft. on one side and 15 ft. on the other, from the centerline of the North Fork of Stone Creek pipe.
4. Applicant shall provide 20-foot-wide access easement along the northeast edge of the concrete channel of Stone Creek and obtain all necessary permits from Davis County Flood Control.
5. Applicant shall eliminate any commonly-owned areas shown on the preliminary plat by incorporating them into an adjacent lot.
6. Applicant shall obtain a Notice Of Intent from the State of Utah, provide a Storm Water Pollution Prevention Plan in conformance with Bountiful City Ordinance, and obtain all necessary Storm Water Permits from Bountiful City.
7. Applicant shall pay all required fees and post a subdivision development bond and a storm water bond.

Councilwoman Holbrook made a motion to grant preliminary approval of the Stone Creek Villas Subdivision with the conditions as listed. Councilman Tolman seconded the motion, and Councilpersons Holbrook, Moss, and Tolman voted "aye".

(Kim Coleman excused at 8:20 p.m.)

**PUBLIC HEARING TO CONTINUE DISCUSSION OF
AMENDMENTS TO TITLE 14, LAND USE ORDINANCE**

Aric Jensen explained a correction that has been made to Title 14, Chapters 6, 14, and 18 of the Land Use Ordinance. Mayor Johnson opened the public hearing at 8:20 regarding the change. There were no comments and the public hearing was closed.

**ORDINANCE 2012-10 ADOPTED, APPROVING
SECTIONS OF TITLE 14, LAND USE ORDINANCE**

Councilwoman Holbrook made a motion to adopt Ordinance 2012-10, AN ORDINANCE

1 AMENDING CHAPTER 6, CHAPTER 14, AND CHAPTER 18 OF TITLE 14, THE *BOUNTIFUL CITY LAND USE ORDINANCE*.
2 Councilman Tolman seconded the motion, and Councilpersons Holbrook, Moss, and Tolman
3 voted "aye".
4

5 **STAFF AND COUNCIL CALENDARING ITEMS**

6 **Fireworks restrictions.** Mr. Mahan reported that some time ago the City Council
7 adopted Section 5-10-107 of the Bountiful City Code, permanently prohibiting the discharge of
8 fireworks east of Bountiful Boulevard. The current fire risk situation was discussed at
9 yesterday's staff meeting, which includes Police Chief Ross and SDFD Chief Rampton, and it
10 was decided that the current restrictions can remain as they are, with no additions. If a problem
11 arises over the 4th of July holiday, the fire chief can act to make a declaration, or the matter can
12 be considered again by the City Council at their July 10th Council meeting. Chief Ross said that
13 the city will be patrolled by the SDFD and police, and those who do not abide by the fireworks
14 rules will be cited.
15

16 **New City Hall.** Mr. Mahan reported that he had met with the department heads to
17 discuss various aspects of the new building. He said he would like to involve the Council as
18 well, and will schedule a study session at the end of the Council meeting on July 10, 2012 for
19 that discussion. Staff members will visit city halls around Davis County on Thursday, June 28, at
20 1:00 p.m., and the Mayor and Council members are invited to join with them.
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22 Meeting adjourned at 8:30 p.m. on a motion by Councilman Moss, seconded by
23 Councilwoman Holbrook. Councilpersons Holbrook, Moss, and Tolman voted "aye".
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JOE L. JOHNSON, Mayor
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KIM J. COLEMAN, City Recorder
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